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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/306,662
	Filing Date	May 5, 1999
	First Named Inventor	Malmros et al.
	Group Art Unit	1642
	Examiner Name	S. Rawlings
Total Number of Pages in This Submission	Attorney Docket Number	D6080-00001

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Interview Summary Under 37 C.F.R. 1.133
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Gail A. Dalickas, Esquire Duane, Morris & Heckscher LLP
Signature	<i>Gail Dalickas</i>
Date	September 24, 2001

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: September 24, 2001			
Typed or printed name	Elizabeth Orleman		
Signature	<i>Elizabeth Orleman</i>	Date	September 24, 2001

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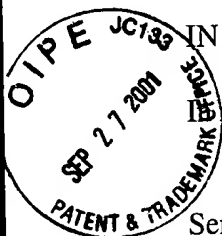
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of:
Malmros et al.

Attorney Docket No. D6080-00001

Serial No.: 09/306,662

Group Art Unit: 1642

Filed: May 5, 1999

Examiner: S. Rawlings


For: **METHOD OF IN SITU DIAGNOSIS BY SPECTROSCOPIC ANALYSIS OF
BIOLOGICAL STAIN COMPOSITIONS**

* * * * *

Certification Under 37 CFR 1.8

I hereby certify that this paper or fee (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit: September 24, 2001

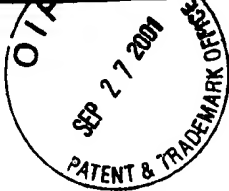

Elizabeth Orleman

Assistant Commissioner for Patents
Washington, D.C. 20231**INTERVIEW SUMMARY UNDER 37 C.F.R. § 1.133**

On August 16, 2001, the undersigned, Applicant's attorney, had a telephone conversation with the Examiner for the above-referenced application. The purpose of the telephone conversation, initiated by a telephone call from the undersigned attorney to the Examiner, was a request that the Examiner fax to the undersigned a copy of two references cited by the Examiner in the January 30, 2001 Office Action. During the conversation, the Examiner stated that the undersigned attorney must submit an Associate Power of Attorney. As Applicant's attorney indicated during the telephone conversation, Applicant's undersigned Attorney is of record in the present application, according to the New Power of Attorney filed by Robert E. Rosenthal on August 30, 2000, a copy of which is enclosed.

Applicant's attorney did not previously submit an Interview Summary, because Applicant's attorney did not understand that an Interview Summary was required, since no

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substantive discussion of any prior art or allowability of claims was conducted. 37 C.F.R. § 1.133 (b) provides that, when "reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interviews as warranting favorable action must be filed by the applicant". Applicant's attorney respectfully submits that section 1.133 (b) does not apply to the present application. However, because the Examiner did not indicate that a separate record was not required, Applicant's attorney submits this Summary

Respectfully submitted,

Dated: September 24, 2001

Gail Ann Dalickas
Attorney for Applicant
Registration No. 40,979

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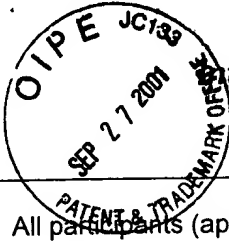
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	Application No.		Applicant(s)	
	09/306,662		MALMROS ET AL	
	Examiner		Art Unit	
Stephen L. Rawlings, Ph.D.		1642		

Interview Summary

All participants (applicant, applicant's representative, PTO personnel):

(1) Stephen L. Rawlings, Ph.D. (3) _____

(2) Gail Dalickas (4) _____

Date of Interview: 16 August 2001.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
If Yes, brief description: _____

Claim(s) discussed: _____

Identification of prior art discussed: Marchesini, et al and Vaezy, et al.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

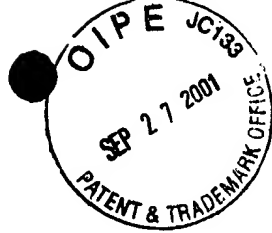
(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☐ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required



Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Ms. Dalickas telephoned to request that copies of two references that were cited in the previous Office Action, but not in her file be sent to her by facsimile. The Examiner indicated that as soon as copies of the references were acquired that he would send them to Ms. Dalickas as she requested. However, the Examiner also indicated that it did not appear that Ms. Dalickas is listed as an associate attorney of record and advised Ms. Dalickas that she should file an associate power of attorney or if applicable, a revocation and change of address.

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